



1615#  
Image

In the United States Patent and Trademark Office

In Re Application of: Milbocker, M. T.  
Serial 10/020,331 Filed: 12/12/2001  
For: In Situ Bonds  
Examiner: Di Nola-Barton, Liliana Art Unit: 1615  
Attorney's Docket: Praxis-5

Commissioner of Patents  
Arlington, VA 22313-1405

The attached communication was originally mailed on October 16 2003 with sufficient postage. Unfortunately, I transposed two numbers in the box portion of the address, and the USPO was unable to locate the PTO even though the zip code was correct.

The communication itself was timely submitted by fax. It is not clear to me if I need to pay for one month (as was owed at the time of the fax) or two months, which I believe is now due. In order to get closure, I am submitting an additional check for \$155 to cover the additional fee for a second month for a small entity, if it is due.

I called the Inventor Assistance office today, and they were unable to decide whether or not a fee for the second month is actually required in this situation. I request the Office's consideration of whether an additional month is actually due, and for refund of the \$155 if it is not.

Respectfully submitted,

Francis H. Kirkpatrick  
Reg. #35,219  
978-790-7186

I hereby certify that this document and documents submitted herewith are being submitted by first class mail with sufficient postage to the above number on Nov 7, 2003.



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BY FACSIMILE TO EXAMINER L DI NOLA-BARTON at fax 703-305-3592

Thank you for the phone conversation today. I am resubmitting the original response, but with the current transmission date. I have asked Examiner Paul Prebilic (703-308-2905) to forward a copy of the originally-submitted document to you, to see if the original date can be preserved.

To prevent any doubt about the status of the case, I am enclosing a check for \$55 for a one month extension of time (small entity) by separate cover.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Francis H. Kirkpatrick".

Francis H. Kirkpatrick  
Reg. #35,219  
978-790-7186

I hereby certify that this document and documents submitted herewith were submitted by facsimile to the above number on Oct 16, 2003. (Francis H. Kirkpatrick)



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**RESPONSE TO ELECTION REQUIREMENT**

In the communication of 08/26/2003, the claims were restricted into two classes: I, claims 1 – 30, adhesive compositions, and II, claims 31 – 39, methods for covalent bonding. Applicants hereby elect class I, claims 1 – 30, with traverse. The restriction requirement is respectfully traversed on the basis that the claims are directed to a composition and a method of use of the composition. It is permissible to have such claims in a single patent. In addition, the subject matter of the two claim sets is very similar, because of the above relationship, and will therefore require essentially the identical search. Reconsideration of the restriction is respectfully requested. If discussion is required, applicant's attorney is most easily contacted at the number below.

A check for \$55 for a one month extension of time is being mailed with a duplicate copy of this submission.

Included with this response is a power of attorney in favor of the undersigned, which supercedes a previous power to D. N. Halgren.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Francis H. Kirkpatrick".

Francis H. Kirkpatrick  
Reg. #35,219  
978-790-7186

I hereby certify that this document and documents submitted herewith were submitted by facsimile to the above number on Oct 16, 2003.

A handwritten signature in black ink, appearing to read "Francis H. Kirkpatrick".



Promethean  
Surgical Devices

facsimile transmittal

3 Gill Street Suite G  
Woburn, MA 01801

To: Liliana DiNola-Bartun Fax: 703-305-3592

From: Francis Kimball Date: 10/16/2003

Re: 10/020,331 Pages: 4

Phone: 781-933-1011 FAX: 781-933-3868

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